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4
Attorneys for Defendant
5 **MARK A. FIRST**

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8   **UNITED STATES DISTRICT COURT**

9   **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

10   **SAN JOSE DIVISION**

UNITED STATES OF AMERICA,   )   **NO: CR-07-00622 (JF)**
11   )
                     Plaintiff,   )   **STIPULATION AND**
12   )   **[PROPOSED] ORDERED TO**
            vs.   )   **CONTINUE THE JUNE 4,**
13   )   **2008 SENTENCING DATE**
MARK A. FIRST,   )
14   )
                     Defendant.   )
15 _____)

16   IT IS HEREBY STIPULATED by and between Assistant United States Attorney, Joseph

17 Fazioli, counsel for plaintiff, and Richard P. Pointer, counsel for the defendant in the above

18 mentioned case, that the sentencing hearing now scheduled for June 4, 2008, at 9:00 a.m., is

19 continued to July 11, 2008, at 9:00 a.m., or as soon thereafter as is convenient to the Court. This

20 continuance is sought by the defense because due to my commitment to a state trial for the past two

21 weeks I have been unable to meet the deadlines set forth by the Federal Probation Department to

22 complete the Presentence Report.

23   IT IS SO STIPULATED.

24 Dated: May 12, 2008   _____/s/_____
                                           JOSEPH FAZIOLI
25   Counsel for Plaintiff

26 Dated: May 12, 2008   _____/s/_____
                                           RICHARD P. POINTER
27   Counsel for MARK A. FIRST

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_____
ORDER OF COURT   1

E-filed 5/21/08

1 **RICHARD P. POINTER, ESQ., SBN: 86630**
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UNITED STATES DISTRICT COURT
10
FOR THE NORTHERN DISTRICT OF CALIFORNIA
11
SAN JOSE DIVISION
12

13 UNITED STATES OF AMERICA,   )   NO: CR-05-00622 (JF)
)
14   Plaintiff,   )
)   ORDER FOR CONTINUANCE
15   vs.   )
)
16 MARK A. FIRST,   )
)
17   Defendant.   )
    _____)
18
        Accordingly, for good cause shown,
19
        The Court Hereby Orders that the sentencing hearing scheduled for June 4, 2008, is continued
20
to July 11, 2008, at 9:00 a.m.
21
        SO ORDERED.
22
Dated: May _ 21 ___, 2008
23   _____
                                                   JEREMY FOGEL
                                                   United States Judge
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ORDER OF COURT   2